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PATENT
Attorney Docket No.: 16869S-027300US
Client Ref. No.: E6007-01 EW
#3

O I P E
Assistant Commissioner for Patents
Washington, D.C. 20231

APR 22 2002
TOWNSEND and TOWNSEND and CREW LLP
PATENT & TRADEMARKS
By: *Maryann K. Slepster*

April 12, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kenichi Hamazaki, et al.

Application No.: 10/052,286

Filed: October 19, 2001

For: Data Supplying Method and a
Portable Terminal Unit and a Data
Supplying Apparatus Used in the Method

Examiner: Unknown

Art Unit: Unknown

**Petition to Correct Filing Date
and Request for Refund**

Assistant Commissioner for Patents
Washington, D.C. 20231

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OFFICE OF PETITIONS

Sir:

This Petition is filed in response to the Filing Receipt issued by the U.S. Patent Office for the above patent application. The Receipt indicates that the Patent Office assigned January 19, 2002, as the filing date for the application. A review of the file indicates that the application was sent via Express Mail to the U.S. Patent Office on October 19, 2001. A copy of the Express Mail receipt, No. EL525753230US, which includes the U.S. Postal Service date stamp of receipt of October 19, 2001, is attached for reference. Also enclosed is a copy of the return receipt postcard which shows that the Patent Office Mailroom assigned the date of processing rather than the Express Mail date of deposit. By this Petition, counsel respectfully requests that the Patent Office grant the date of deposit by Express Mail of October 19, 2001, as the filing date for the application, and issue a Corrected Filing Receipt.

The Commissioner is hereby authorized to charge the Petition fee set forth in 37 CFR 1.17(i) of \$130.00 to Deposit Account No. 20-1430. Because it appears that the error

was made at the Patent Office and was not caused by Applicants, counsel requests a refund of the Petition fee, and that such refund be credited to the above Deposit Account.

This Petition is submitted in duplicate.

Respectfully submitted,



Robert C. Colwell
Reg. No. 27,431

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